

EXHIBIT 52

ARLEN R. SHENKMAN June 4, 2008
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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ORACLE CORPORATION, a)
Delaware corporation, ORACLE)
USA, INC., a Colorado)
corporation, and ORACLE)
INTERNATIONAL CORPORATION, a)
California corporation,)

)

Plaintiffs,)

vs.)

No. 07-CV-1658 (PJH)

SAP AG, a German corporation,)
SAP AMERICA, INC., a Delaware)
corporation, TOMORROWNOW,)
INC., a Texas corporation, and)
DOES 1-50, inclusive,)

Defendants.)

DEPOSITION OF

ARLEN R. SHENKMAN

WEDNESDAY, JUNE 4, 2008

VOLUME 1; PAGES 1 - 320

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REPORTED BY: HOLLY THUMAN, CSR No. 6834, RMR, CRR

(1-409543)

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09:46:31 1

09:46:35 2 Q. What was the reason for the speed of the
09:46:41 3 acquisition?

09:46:43 4 A. To attempt to announce a transaction as
09:46:46 5 close as we could to the Oracle -- Oracle closing
09:46:49 6 the PeopleSoft transaction.

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ARLEN R. SHENKMAN June 4, 2008
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1 _____, *Nether Square, PA* Page 319
2 _____, California, this *15th* day of
3 *July* 2008.
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ARLEN R. SHENKMAN

Merrill Legal Solutions
(800) 869-9132

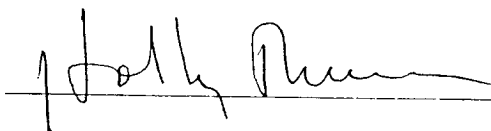
CERTIFICATE OF REPORTER

I, HOLLY THUMAN, a Certified Shorthand Reporter, hereby certify that the witness in the foregoing deposition was by me duly sworn to tell the truth, the whole truth, and nothing but the truth in the within-entitled cause; that said deposition was taken down in shorthand by me, a disinterested person, at the time and place therein stated, and that the testimony of the said witness was thereafter reduced to typewriting, by computer, under my direction and supervision;

That before completion of the deposition, review of the transcript ☒ was ☐ was not requested. If requested, any changes made by the deponent (and provided to the reporter) during the period allowed are appended hereto.

I further certify that I am not of counsel or attorney for either or any of the parties to the said deposition, nor in any way interested in the event of this cause, and that I am not related to any of the parties thereto.

DATED June 9, 2008.



HOLLY THUMAN, CSR No. 6834